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*Attorneys for Defendant Apple Inc.*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION**

EPIC GAMES, INC.,  
  
Plaintiff, Counter-defendant,  
  
v.  
  
APPLE INC.,  
  
Defendant, Counterclaimant.

Case No. 4:20-CV-05640-YGR-TSH

**JOINT STIPULATION AND [PROPOSED]  
ORDER MODIFYING THE PRIVILEGE RE-  
REVIEW PROTOCOL**

Courtroom: 1, 4th Floor

Judge: Hon. Yvonne Gonzalez Rogers

JOINT STIPULATION  
AND [PROPOSED] ORDER MODIFYING  
THE PRIVILEGE RE-REVIEW PROTOCOL

CASE No. 4:20-CV-05640-YGR-TSH

1 WHEREAS, on December 23, 2024, the Court entered the Joint Stipulation and Order  
2 Approving Privilege Re-Review Protocol (the “Protocol”) (Dkt. 1092);

3 WHEREAS, the Protocol establishes certain deadlines related to the re-review by Apple  
4 Inc. (“Apple”) of all documents over which it has asserted privilege;

5 WHEREAS, the evidentiary hearing in this proceeding is scheduled to resume on February  
6 24, 2025; and

7 WHEREAS, the Parties wish to modify certain deadlines in the Protocol in order to best  
8 facilitate the Parties’ preparation for and presentation at the evidentiary proceedings;

9 **THEREFORE, IT IS STIPULATED AND AGREED THAT:**

10  
11 1. Apple will produce by Tuesday, February 18, 2025, all documents that Apple sought  
12 to redact and for which Apple’s proposed redactions were upheld by the Special Masters up to and  
13 including Saturday, February 15, 2025;

14 2. Apple will endeavor to produce by Tuesday, February 18, 2025, but will produce no  
15 later than Wednesday, February 19, 2025, all documents for which a privilege claim was overruled  
16 by the Special Masters up to and including Saturday, February 15, 2025, except such documents (if  
17 any) regarding which Apple intends to object to the Special Masters’ ruling;

18 3. Apple will endeavor to produce within three (3) calendar days all documents Apple  
19 sought to redact and for which Apple’s proposed redactions were upheld by the Special Masters or  
20 by Magistrate Judge Hixson from February 16 up to and including February 20;

21 4. Apple will endeavor to produce within three (3) calendar days all documents  
22 downgraded by Magistrate Judge Hixson during the week of February 16, 2025, except such  
23 documents (if any) regarding which Apple intends to move for relief from Judge Hixson’s ruling(s);

24 5. The deadline in paragraph 4(a) of the Protocol for any objections to the privilege  
25 rulings of the Special Masters due from February 20, 2025 through March 2, 2025 is tolled by 11  
26 days;

27  
28 JOINT STIPULATION  
AND [PROPOSED] ORDER MODIFYING  
THE PRIVILEGE RE-REVIEW PROTOCOL

6. If either party elects to file objections in the period from February 20 through March 2, the opposing party's time to respond is extended to March 4, 2025;

7. This order shall not affect any deadlines to respond to objections filed before February 20.

Dated: February 18, 2025

Respectfully submitted,

By: /s/ Yonatan Even

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JOINT STIPULATION  
AND [PROPOSED] ORDER MODIFYING  
THE PRIVILEGE RE-REVIEW PROTOCOL

Dated: February 18, 2025

Respectfully submitted,

By: /s/ Mark A. Perry

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Julian W. Kleinbrodt

*Attorneys for Defendant Apple Inc.*

1 **PURSUANT TO THE FOREGOING STIPULATION AND GOOD CAUSE APPEARING,**  
2 **IT IS SO ORDERED.**

3  
4 Dated: \_\_\_\_\_

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HON. YVONNE GONZALEZ ROGERS

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**E-FILING ATTESTATION**

I, Mark A. Perry, am the ECF User whose ID and password are being used to file this document.  
In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that each of the signatories identified  
above has concurred in this filing.

*/s/ Mark A. Perry*

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Mark A. Perry